

**GOVERNMENT OF PUERTO RICO
PUBLIC SERVICE REGULATORY BOARD
PUERTO RICO ENERGY BUREAU**

PBJL ENERGY CORPORATION
Petitioner

v.

**PUERTO RICO ELECTRIC POWER
AUTHORITY**
Respondent

CASE NO: NEPR-QR-2021-0026

SUBJECT: Extension of deadline to resolve the January 8 Motion.

RESOLUTION AND ORDER

On March 15, 2021, PBJL Energy Corp (“PBJL”) filed a *Complaint* before the Energy Bureau of the Puerto Rico Public Service Regulatory Board (“Energy Bureau”) against the Puerto Rico Electric Power Authority (“PREPA”), pursuant to Article 5.03 of the Regulation 8863¹ (“Complaint”). PBJL alleged that PREPA used misleading and incorrect information and applied a flawed methodology in the evaluation and ranking the Montalva Solar Farm Project, as part of PREPA’s recommendation and endorsement to the Financial Oversight and Management Board (“FOMB”) for the selection of the top ranked 150 MW of legacy projects, as approved by FOMB on February 26, 2021.

After several procedural steps, on October 3rd, 2023 the parties filed a *Joint Motion to Submit Settlement Agreement*, in which they submitted the Settlement Agreement between PREPA and PBJL (“October 3 Motion”). The parties requested that judgment be entered pursuant to the Settlement Agreement, that the case be closed with prejudice, and that the Energy Bureau retain jurisdiction to enforce the settlement agreement.

As a result, on December 19, 2024, the Energy Bureau issued a *Final Resolution and Order* (“December 419 Resolution”), accepting the voluntary dismissal of the case and ordering its closure with prejudice.

On January 8, 2025, PBJL filed a document titled *Filing for Reconsideration of the Puerto Rico Energy Bureau (“PREB”) Final Resolution and Order of December 19, 2024, with reference to the Montalva Solar Farm Project, Case No. NEPR-QR-2021-0026* (“January 8 Motion”). Through the January 8 Motion, PBJL requested that the Energy Bureau suspend the case closure to allow the parties to jointly submit revised terms, clarify the Energy’s Bureau’s approval of the Settlement, and confirm the endorsement of a Power Purchase and Operating Agreement (“PPOA”).

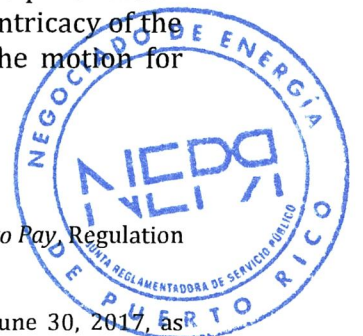
On January 16, 2025 the Energy Bureau issued a *Resolution* accepting the January 8 Motion for review and stated that it would issue a determination in accordance with Section 3.15 of Act 38-2017.²

As per Section 3.15 of Act 38-2017, the Energy Bureau must issue a resolution regarding the January 8 Motion within ninety (90) days of its filing, unless, for just cause and within that period, it extends the deadline to resolve the matter by no more than thirty (30) days.

The matters raised in this case involve novel and complex issues of law that require careful analysis and comprehensive evaluation. In light of the legal significance and intricacy of the arguments presented, it is necessary to extend the period for resolving the motion for reconsideration to ensure a thorough and well-reasoned determination.

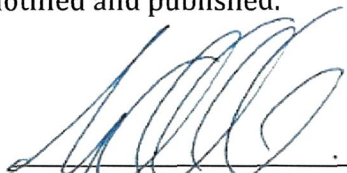
¹ *Regulation on the Procedure for Bill Review and Suspension of Electric Service Due to Failure to Pay*, Regulation No. 8863 of November 23, 2016, as amended (“Regulation 8863”).

² *Uniform Administrative Procedure Act of the Government of Puerto Rico*, Act No. 38 of June 30, 2017, as amended (“Act 38-2017”).



Accordingly with, the Energy Bureau **DETERMINES** to extend the deadline for resolving the January 8 Motion by an additional thirty (30) days.

Be it notified and published.



Edison Avilés Deliz
Chairman



Lillian Mateo Santos
Associate Commissioner



Ferdinand A. Ramos Soegaard
Associate Commissioner



Sylvia B. Ugarte Araujo
Associate Commissioner

CERTIFICATION

I certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on April 4, 2025. I also certify that on April 4, 2025 a copy of this Resolution and Order was notified by electronic mail to cliff.m.webb@gmail.com, eirizarry@ccdlawpr.com, mvalle@gmlex.net, arivera@gmlex.net. I also certify that today, April 4, 2025, I have proceeded with the filing of the Resolution and Order issued by the Puerto Rico Energy Bureau.

I sign this in San Juan, Puerto Rico, today April 4, 2025.



Sonia Seda Gaztambide
Clerk

